

**AMENDMENTS TO THE CLAIMS**

**This listing of claims will replace all prior versions and listings of claims in the application:**

**LISTING OF CLAIMS:**

1. (currently amended): An information output apparatus for outputting recording information and copy control information to an information recording apparatus which records the recording information and copy control information into a recording medium, the information output apparatus comprising:

a generating device for generating copy control information indicating a number of times ~~which~~ the recording information can be recorded;

a multiplexing device for multiplexing the copy control information, which is generated by the generating device, and the recording information; ~~and~~

an output device for outputting the multiplexed information to the information recording apparatus[~~[,]~~]; and

a determining device for determining whether an instruction for a high-speed distribution is issued, wherein the recording information is distributed at a higher speed than the reproducing speed;

wherein, the generating device generates a sign that indicates no more copies are allowed as the copy control information if it is determined that the instructions for high-speed distribution is issued; and

wherein the sign that indicates no more copies is generated at the information output apparatus before being transmitted to the recording apparatus, such that the information

recording apparatus records the recording information and the copy control information into the recording medium without further modifying the copy control information.

~~if the recording information is to be prohibited from being copied after being recorded into the recording medium, the generating device generates a sign that indicates no more copies are allowed as the copy control information, the multiplexing device included in the information output device multiplexes the recording information and the copy control information, and the output device outputs the multiplexed information to said information recording apparatus.~~

Claims 2-3. (canceled).

4. (previously presented): The information output apparatus according to Claim 1, wherein

the output device outputs the multiplexed recording information and copy control information to the information recording apparatus through an at least one electric communication line.

5. (previously presented): The information output apparatus according to Claim 4, wherein

the at least one electric communication line is any of the Internet line, a ground wave digital line, a satellite communication line, and a cable television line.

6. (previously presented): The information output apparatus according to Claim 1, wherein

the output device further comprises a converting device for converting the multiplexed recording information and copy control information into a recording information and a copy control information in conformity with a recording format used for recording the information into the recording medium in the information recording apparatus, and for outputting the converted information to the information recording apparatus, when outputting the multiplexed recording information and copy control information to the information recording apparatus at the output speed.

7. (currently amended): An information recording apparatus for recording copy control information and recording information into a recording medium, said copy control information and recording information output from an information output apparatus, the information output apparatus comprising:

a generating device for generating copy control information indicating a number of times ~~which~~ the recording information can be recorded;

a multiplexing device for multiplexing the copy control information, which is generated by the generating device, and the recording information; ~~and~~

an output device for outputting the multiplexed information to the information recording apparatus; and

a determining device for determining whether an instruction for a high-speed distribution is issued, wherein the recording information is distributed at a higher speed than the reproducing speed;

wherein the generating device generates a sign that indicates no more copies are allowed as the copy control information if it is determined that the instructions for high-speed distribution is issued; and

wherein the sign that indicates no more copies is generated at the information output apparatus before being transmitted to the recording apparatus,

~~wherein, if the recording information is to be prohibited from being copied after being recorded into the recording medium, the generating device generates a sign that indicates no more copies are allowed as the copy control information, the multiplexing device included in the information output device multiplexes the recording information and the copy control information, and the output device outputs the multiplexed information to said information recording apparatus;~~

said information recording apparatus comprising:

an obtaining device for obtaining the output recording information and copy control information; and

a recording device for recording the obtained recording information and copy control information into the recording medium, without further modifying the copy control information.

8. (canceled).

9. (currently amended): An information output recording system comprising an information output apparatus for outputting recording information and copy control information, and an information recording apparatus, wherein

said information output apparatus comprises:

a generating device for generating copy control information indicating a number of times ~~which~~ the recording information can be recorded;

a multiplexing device for multiplexing the copy control information, which is generated by the generating device, and the recording information; ~~and~~

an output device for outputting the multiplexed information to the information recording apparatus; and

a determining device for determining whether an instruction for a high-speed distribution is issued, wherein the recording information is distributed at a higher speed than the reproducing speed;

wherein the generating device generates a sign that indicates no more copies are allowed as the copy control information if it is determined that the instructions for high-speed distribution is issued; and

wherein the sign that indicates no more copies is generated at the information output apparatus before being transmitted to the recording apparatus,

~~wherein, if the recording information is to be prohibited from being copied after being recorded into the recording medium, the generating device generates a sign that indicates no more copies are allowed as the copy control information, the multiplexing device included in the information output device multiplexes the recording information, and the copy control~~

~~information and the output device outputs the multiplexed information to the information recording apparatus;~~

said information recording apparatus comprising:

an obtaining device for obtaining the output recording information and the copy control information; and

a recording device for recording the obtained recording information and copy control information into the recording medium, without further modifying the obtained copy control information.

10. (currently amended): An information output recording system comprising an information output apparatus for outputting recording information and copy control information, and an information recording apparatus, wherein

said information output apparatus comprises:

a generating device for generating copy control information indicating a number of times ~~which~~ the recording information can be recorded;

a multiplexing device for multiplexing the copy control information, which is generated by the generating device, and the recording information; ~~and~~

an output device for outputting the multiplexed information to the information recording apparatus; and

a determining device for determining whether an instruction for a high-speed distribution is issued, wherein the recording information is distributed at a higher speed than the reproducing speed;

wherein the generating device generates a sign that indicates no more copies are allowed as the copy control information if it is determined that the instructions for high-speed distribution is issued; and

wherein the sign that indicates no more copies is generated at the information output apparatus before being transmitted to the recording apparatus,

~~wherein, if the recording information is to be prohibited from being copied after being recorded into the recording medium, the generating device generates a sign that indicates no more copies are allowed as the copy control information, the multiplexing device included in the information output device multiplexes the recording information and the copy control information, and the output device outputs the multiplexed information to the information recording apparatus,~~

said information recording apparatus comprises:

an obtaining device for obtaining the output recording information and copy control information to output the same to the information recording apparatus; and

a recording device for recording the output recording information and copy control information into the recording medium, without further modifying the copy control information.

11. (previously presented): The information output recording system according to Claim 10, wherein

said information recording apparatus comprises:

a recognizing device for mutually recognizing a type of device between the obtaining device and the information recording apparatus; and

a recording control device for controlling the recording device so as to record the recording information and copy control information into the recording medium, only when recognizing that the recording information and the copy control information has been output at the higher output speed from the obtaining device, based on the recognition result in the recognizing device.

12. (previously presented): The information output recording system according to Claim 10, wherein

the obtaining device outputs the obtained recording information and copy control information to the information recording apparatus at an output speed, after performing encryption processing corresponding to only the output speed.

13. (previously presented): The information output recording system according to Claim 12, wherein

said information recording apparatus comprises:

a determination device for determining whether or not the recording information and copy control information has been output from the obtaining device, according to the encryption processing in the output recording information and copy control information, and

a recording control device for controlling the recording device so as to record the recording information and copy control information into the recording medium, only when it finds that the recording information and copy control information have been output from the



obtaining device at the higher speed, according to the determination result in the determination device.

14. (previously presented): The information output recording system according to Claim 12, wherein

said information recording apparatus further comprises:

a decoding device for decoding the output recording information and the copy control information; and

a recording encryption device for recording the decoded output recording information and copy control information into the recording medium, after performing the encryption processing for recording on information.

15. (canceled).

16. (previously presented): The information output recording system according to Claim 9, wherein

the output device outputs the multiplexed recording information and copy control information to the obtaining device through an at least one electric communication line.

17. (previously presented): The information output recording system according to Claim 16, wherein

the at least one electric communication line is any of the Internet line, a ground wave digital line, a satellite communication line, and a cable television line.

18. (currently amended): An information output method for outputting recording information and copy control information to an information recording apparatus which records the recording information and copy control information into a recording medium, the information output method comprising:

generating copy control information comprising first copy control information indicating a number of times which the recording information can be recorded;

multiplexing the copy control information, which is generated, and the recording information; and

outputting the multiplexed information to the information recording apparatus; and

determining whether an instruction for a high-speed distribution is issued, wherein the recording information is distributed at a higher speed than the reproducing speed;

wherein the generating the copy control information comprises generating a sign that indicates no more copies are allowed as the copy control information if it is determined that the instructions for high-speed distribution is issued; and

wherein the sign that indicates no more copies is generated at the information output apparatus before being transmitted to the recording apparatus, such that the information recording apparatus records the recording information and the copy control information into the recording medium without further modifying the copy control information.

~~wherein, if the recording information is to be prohibited from being copied after being recorded into the recording medium, generating copy control information comprises generating a sign that indicates no more copies are allowed as the copy control information, multiplexing the recording information and the copy control information and outputting the multiplexed information to the information recording apparatus.~~

Claims 19-22. (canceled).

23. (previously presented): The information output method according to Claim 18, further comprising converting the multiplexed recording information and copy control information into a recording information and copy control information in conformity with a recording format used for recording the information into the recording medium in the information recording apparatus, to output the converted information to the information recording apparatus, when outputting the multiplexed recording information and copy control information to the information recording apparatus at an ~~the~~ output speed.

24. (currently amended): An information recording method for recording copy control information and recording information into a recording medium, said copy control information and recording information output by an information output method for outputting the recording information and the copy control information to an information recording apparatus which records the recording information and copy control information into the recording medium, the information output method comprising:

generating copy control information comprising first copy control information indicating a number of times ~~which~~ the recording information can be recorded;

multiplexing the copy control information, which is generated, and the recording information;~~and~~

outputting the multiplexed information to the information recording apparatus; and

determining whether an instruction for a high-speed distribution is issued, wherein the recording information is distributed at a higher speed than the reproducing speed;

wherein the generating the copy control information comprises generating a sign that indicates no more copies are allowed as the copy control information if it is determined that the instructions for high-speed distribution is issued; and

wherein the sign that indicates no more copies is generated at the information output apparatus before being transmitted to the recording apparatus,

~~wherein, if the recording information is to be prohibited from being copied after being recorded into the recording medium, generating copy control information comprises generating a sign that indicates no more copies are allowed as the copy control information, multiplexing the recording information and the copy control information and outputting the multiplexed information to the information recording apparatus, and~~

said information recording method comprising:

obtaining the output recording information and copy control information; and

recording the obtained recording information and copy control information into the recording medium, without further modifying the copy control information.

25. (canceled).

26. (currently amended): An information output recording method comprising an information output method for outputting recording information and copy control information and an information recording method, wherein

said information output method comprises:

generating copy control information comprising first copy control information indicating a number of times ~~which~~ the recording information can be recorded;

multiplexing the copy control information, which is generated, and the recording information; ~~and~~

outputting the multiplexed information to the information recording apparatus; and

determining whether an instruction for a high-speed distribution is issued, wherein the recording information is distributed at a higher speed than the reproducing speed;

wherein the generating the copy control information comprises generating a sign that indicates no more copies are allowed as the copy control information if it is determined that the instructions for high-speed distribution is issued; and

wherein the sign that indicates no more copies is generated at the information output apparatus before being transmitted to the recording apparatus, and

~~wherein, if the recording information is to be prohibited from being copied after being recorded into the recording medium, generating copy control information comprises generating a sign that indicates no more copies are allowed as the copy control information, multiplexing the~~

~~recording information and the copy control information and outputting the multiplexed information to the information recording apparatus, and~~

said information recording method comprises:

obtaining the output recording information and copy control information; and

recording the obtained recording information and copy control information into the recording medium, without further modifying the copy control information.

27. (currently amended): An information output recording method comprising an information output method for outputting recording information and copy control information, and an information recording method, wherein

said information output method comprises:

generating copy control information comprising first copy control information indicating a number of times ~~which~~ the recording information can be recorded;

multiplexing the copy control information, which is generated, and the recording information; ~~and~~

outputting the multiplexed information to the information recording apparatus; and

determining whether an instruction for a high-speed distribution is issued, wherein the recording information is distributed at a higher speed than the reproducing speed;

wherein the generating the copy control information comprises generating a sign that indicates no more copies are allowed as the copy control information if it is determined that the instructions for high-speed distribution is issued; and

wherein the sign that indicates no more copies is generated at the information output apparatus before being transmitted to the recording apparatus, and

~~wherein, if the recording information is to be prohibited from being copied after being recorded into the recording medium, generating copy control information comprises generating a sign that indicates no more copies are allowed as the copy control information, multiplexing the recording information and the copy control information and outputting the multiplexed information to the information recording apparatus, and~~

said information recording method comprises:

obtaining output recording information and copy control information to output the output recording information and copy control information to the information recording apparatus; and

recording the output recording information and copy control information into the recording medium, without further modifying the copy control information.

28. (previously presented): The information output recording method according to Claim 27, wherein

said information recording method further comprises

mutually recognizing a type of device between an obtaining device for executing the obtaining method and the information recording apparatus, and

in the recording process, the recording information and the copy control information are recorded into the recording medium, only when it is recognized that the recording information and the copy control information have been output at the higher output speed from the obtaining device, based on the recognized type in the recognizing process.

29. (previously presented): The information output recording method according to Claim 27, wherein

in the obtaining process, the obtained recording information and copy control information are output to the information recording apparatus at an output speed, after performing encryption processing corresponding to only the output speed.

30. (previously presented): The information output recording method according to Claim 29, wherein

said information recording method comprises

determining whether or not the recording information and the copy control information have been output from the obtaining device, according to the encryption processing in the output recording information and copy control information, and

in the recording process, the recording information and the copy control information are recorded into the recording medium, only when recognizing that the recording information and copy control information have been output from the obtaining device at the higher speed, according to the decision result in the determining process.

31. (previously presented): The information output recording method according to Claim 29, wherein

said information recording method further comprises:

decoding the output recording information and copy control information; and



recording the decoded recording information and copy control information into the recording medium, after performing an encryption processing for recording on information.

32. (currently amended): An information recording medium in which an output control program recorded in a readable way by an output control computer included in an information output apparatus for outputting recording information and copy control information to an information recording apparatus which records the recording information and copy control information into a recording medium, wherein the output control program causes the output control computer to function as:

a generating device for generating copy control information comprising first copy control information indicating a number of times ~~which~~ the recording information can be recorded;

a multiplexing device for multiplexing the copy control information, which is generated by the generating device, and the recording information; ~~and~~

an output device for outputting the multiplexed information to the information recording apparatus; and

a determining device for determining whether an instruction for a high-speed distribution is issued where the recording information is distributed at a higher speed than the reproducing speed;

wherein, the generating device generates a sign that indicates no more copies are allowed as the copy control information if it is determined that the instructions for high-speed distribution is issued; and

wherein the sign that indicates no more copies is generated at the information output apparatus before being transmitted to the recording apparatus, such that the information recording apparatus records the recording information and the copy control information into the recording medium without further modifying the copy control information. [[.]]

~~wherein, if the recording information is to be prohibited from being copied after being recorded into the recording medium, the generating device generates a sign that indicates no more copies are allowed as the copy control information, the multiplexing device included in the information output device multiplexes the recording information and the copy control information, and the output device outputs the multiplexed information to the information recording apparatus.~~

Claims 33-36. (canceled).

37. (original) The information recording medium according to Claim 32, wherein

the output control program causes the output control computer to further function as a converting device for converting the multiplexed recording information and copy control information into a recording information and copy control information in conformity with a recording format used for recording the information into the recording medium in the information recording apparatus, to output the converted information to the information recording apparatus, when outputting the multiplexed recording information and copy control information to the information recording apparatus at the output speed.

38. (currently amended): An information recording medium in which a recording control program recorded in a readable medium by a recording control computer included in an information recording apparatus which records copy control information and recording information into a recording medium, said copy control information and recording information output from an information output apparatus for outputting the recording information and the copy control information to the information recording apparatus, said information output apparatus comprising:

a generating device for generating copy control information comprising first copy control information indicating a number of times which the recording information can be recorded;

a multiplexing device for multiplexing the copy control information, which is generated by the generating device, and the recording information; ~~and~~

an output device for outputting the multiplexed information to the information recording apparatus[[],]; and

a determining device for determining whether an instruction for a high-speed distribution is issued where the recording information is distributed at a higher speed than the reproducing speed;

wherein, the generating device generates a sign that indicates no more copies are allowed as the copy control information if it is determined that the instructions for high-speed distribution is issued; and

wherein the sign that indicates no more copies is generated at the information output apparatus before being transmitted to the recording apparatus, such that the information

recording apparatus records the recording information and the copy control information into the recording medium without further modifying the copy control information; and

~~wherein, if the recording information is to be prohibited from being copied after being recorded into the recording medium, the generating device generates a sign that indicates no more copies are allowed as the copy control information, the multiplexing device included in the information output device multiplexes the recording information, and the copy control information and the output device outputs the multiplexed information to the information recording apparatus; and~~

said recording control program causes the output control computer to function as:

an obtaining device for obtaining the output recording information and copy control information; and

a recording device for recording the obtained recording information and copy control information into the recording medium, without further modifying the copy control information.

Claims 39-48. (canceled).

49. (previously presented): The information output apparatus according to Claim 1, further comprising:

an encryption method changing device for changing an encryption method on the basis of outputted information speed.

50. (previously presented): The information recording apparatus according to Claim 7, further comprising:

an encryption method detecting device for detecting encryption method of inputted information; and

a switching device for switching the inputted information on the basis of the detected encryption method.

51. (currently amended): An information output apparatus for outputting recording information and copy control information to an information recording apparatus which records the recording information and copy control information into a recording medium, the information output apparatus comprising:

a determining device for determining whether an outputting speed is higher than a reproducing speed of the recording information from the recording medium;

a generating device for generating first copy control information indicating a number of times which the recording information can be recorded after being recorded into the recording medium if it is determined that the outputting speed is higher than the reproducing speed, and for generating second copy control information indicating a number of times which the recording information can be recorded before being recorded into the recording medium if it is determined that the outputting speed is not higher than the reproducing speed;

a multiplexing device for multiplexing the first or second copy control information, which is generated by the generating device, and the recording information; and

an outputting device for outputting the multiplexed information to the information recording apparatus,

wherein the first copy information is generated at the information output apparatus before being transmitted to the recording apparatus, such that the information recording apparatus receives the first copy control information as modified by the information output apparatus and records the recording information and the first copy control information into the recording medium without further modifying the first copy control information.